

**UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

Neiman Marcus Group LTD LLC, et al.¹

Debtors.

Chapter 11

Case No. 20-32519 (DRJ)

(Jointly Administered)

**PARKINS LEE & RUBIO LLP'S EXPEDITED MOTION FOR
SUBSTITUTION OF COUNSEL TO MARBLE RIDGE CAPITAL LP**

THIS MOTION SEEKS AN ORDER THAT MAY ADVERSELY AFFECT YOU. IF YOU OPPOSE THE MOTION, YOU SHOULD IMMEDIATELY CONTACT THE MOVING PARTY TO RESOLVE THE DISPUTE. IF YOU AND THE MOVING PARTY CANNOT AGREE, YOU MUST FILE A RESPONSE AND SEND A COPY TO THE MOVING PARTY. YOU MUST FILE AND SERVE YOUR RESPONSE WITHIN 21 DAYS OF THE DATE THIS WAS SERVED ON YOU. YOUR RESPONSE MUST STATE WHY THE MOTION SHOULD NOT BE GRANTED. IF YOU DO NOT FILE A TIMELY RESPONSE, THE RELIEF MAY BE GRANTED WITHOUT FURTHER NOTICE TO YOU. IF YOU OPPOSE THE MOTION AND HAVE NOT REACHED AN AGREEMENT, YOU MUST ATTEND THE HEARING. UNLESS THE PARTIES AGREE OTHERWISE, THE COURT MAY CONSIDER EVIDENCE AT THE HEARING AND MAY DECIDE THE MOTION AT THE HEARING.

REPRESENTED PARTIES SHOULD ACT THROUGH THEIR ATTORNEY.

EXPEDITED CONSIDERATION FOR TODAY, AUGUST 31, 2020.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Neiman Marcus Group LTD LLC (9435); Bergdorf Goodman Inc. (5530); Bergdorf Graphics, Inc. (9271); BG Productions, Inc. (3650); Mariposa Borrower, Inc. (9015); Mariposa Intermediate Holdings LLC (5829); NEMA Beverage Corporation (3412); NEMA Beverage Holding Corporation (9264); NEMA Beverage Parent Corporation (9262); NM Bermuda, LLC (2943); NM Financial Services, Inc. (2446); NM Nevada Trust (3700); NMG California Salon LLC (9242); NMG Florida Salon LLC (9269); NMG Global Mobility, Inc. (0664); NMG Notes PropCo LLC (1102); NMG Salon Holdings LLC (5236); NMG Salons LLC (1570); NMG Term Loan PropCo LLC (0786); NMG Texas Salon LLC (0318); NMGP, LLC (1558); The Neiman Marcus Group LLC (9509); The NMG Subsidiary LLC (6074); and Worth Avenue Leasing Company (5996). The Debtors' service address is: One Marcus Square, 1618 Main Street, Dallas, Texas 75201.

Parkins Lee & Rubio LLP (“PLR”) files this Expedited Motion for Substitution of Counsel to Marble Ridge Capital LP (“MR Capital”) (the “Motion”) in the above-captioned bankruptcy cases and respectfully states as follows:

JURISDICTION

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334(b). This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

2. The statutory and other bases for the relief requested in this Motion is rule 83.2 of the Local Rules for the Southern District of Texas (the “Local Rules”).

RELIEF REQUESTED

3. PLR respectfully requests permission from the Court to substitute Foley & Lardner LLP (“Foley”) as counsel of record for MR Capital in the above-captioned bankruptcy case. PLR is also counsel to Dan Kamensky and Marble Ridge Master Funds LP. (collectively “Marble Ridge”), and will be similarly and contemporaneously seeking substitution out of those representations to other counsel for Marble Ridge. PLR respectfully requests that the Court consider this relief on an expedited basis.

BASIS FOR RELIEF

4. MR Capital has retained Foley to represent its interests in the above-captioned bankruptcy cases.

5. The contact information for Foley is:

FOLEY & LARDNER LLP
John P. Melko
1000 Louisiana Street, Suite 2000
Houston, TX 77002
Telephone.: (713) 276-5500
Facsimile.: (713) 276-5555
Email: jmelko@foley.com

6. MR Capital is not a creditor of the Debtors.
7. MR Capital approves and consents to the filing of the Motion.
8. The Motion is not sought for the purposes of delay and withdrawal will not cause delay in these cases or in any related adversary proceeding.
9. Pursuant to Rule 83.2 of the Local Rules for the Southern District of Texas, PLR respectfully requests this Court's approval to substitute Foley as counsel of record for MR Capital in this matter and for PLR to be removed from any applicable notice and service lists, including the Court's CM/ECF electronic notification list.
10. PLR asserts there is no other person who is prejudiced by the requested relief.

EXPEDITED CONSIDERATION

11. PLR respectfully requests expedited relief because MR Capital is involved in the bankruptcy case and other than transition to the other counsel there is no reason for PLR to have to stay engaged in this representation when it has no role to play, no pleadings to file, and no arguments to make for a client who has obtained substitute counsel. As a result, PLR should no longer be included as counsel of record for MR Capital in the above-captioned bankruptcy cases.

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CONCLUSION

WHEREFORE, PLR respectfully requests that the Court: (i) grant the Motion and allow PLR and all of its attorneys to withdraw as attorneys of record for MR Capital in the above-captioned bankruptcy cases; (ii) substitute Foley as counsel for MR Capital in the above-captioned bankruptcy cases; and (iii) grant such other and further relief as may be just, fair, and equitable.

Dated: August 31, 2020

Respectfully submitted,

/s/ Lenard M. Parkins

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CERTIFICATE OF SERVICE

The undersigned certifies that on August 31, 2020, a true and correct copy of this document was served via the Court's CM/ECF system on all counsel of record who are deemed to have consented to electronic service.

/s/ Lenard M. Parkins

Lenard M. Parkins